IN THE HIGH COURT OF JUDICATUE AT BOMBAY
NAGPUR BENCH, NAGPUR.

Civil Application No. 1734/2006 in FA No. 590 of 2003

Vijay Narayan Ahir ..vs.. Fajalkhan Maulakhan and others.

Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Courts or Judge's Orders.

CORAM : Smt. Vasanti A. Naik, J.
Dated : 12/09/2007

Heard Mr. Mardikar, learned counsel for the applicant.

By this civil application, the applicant seeks permission to serve respondent Nos.1 & 2 by paper publication. It is submitted on behalf of applicant that inspite of best efforts on the part of appellant to serve respondent Nos. 1 & 2, the respondent Nos. 1 & 2 could not be served. This Court had passed conditional order on 9/12/2004 and thereafter the available addresses of the respondent Nos.1 & 2 were supplied to this office. It is stated in the civil application that the appellant

tried his level best to serve respondents, but in vain.

In the facts and circumstances of the case, it would be necessary in the interest of justice to permit the appellant to serve respondent Nos. 1 & 2 by publishing notice in the daily newspaper " Milap " which is widely circulated in "Nijamabad" in Andhra Pradesh, where both respondents were known to have lastly resided.

The applicant is permitted to serve respondent Nos. 1 & 2 by publishing notice in the daily newspaper "Milap". Necessary steps to serve respondent Nos. 1 & 2 should be taken within three weeks from today.

The civil application is allowed on the aforesaid terms and disposed of.

JUDGE

jsa.